

Senate and the Speaker of the House of Representatives on September 13, 1995.

SEC. 9. AUTHORIZATION OF APPROPRIATIONS.

Section 1009 of the Great Lakes Fish and Wildlife Restoration Act of 1990 (16 U.S.C. 941g) is amended to read as follows:

"SEC. 1009. AUTHORIZATION OF APPROPRIATIONS.

"There are authorized to be appropriated to the Director for each of fiscal years 2007 through 2012—

"(1) \$14,000,000 to implement fish and wildlife restoration proposals as selected by the Director under section 1005(e), of which—

"(A) not more than the lesser of 33 1/3 percent or \$4,600,000 may be allocated to implement regional projects by the United States Fish and Wildlife Service, as selected by the Director under section 1005(e); and

"(B) the lesser of 5 percent or \$700,000 shall be allocated to the United States Fish and Wildlife Service to cover costs incurred in administering the proposals by any entity; and

"(2) \$2,000,000, which shall be allocated for the activities of the Great Lakes Coordination Office in East Lansing, Michigan, of the Upper Great Lakes Fishery Resources Office, and the Lower Great Lakes Fishery Resources Office under section 1007."

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate concur in the House amendment, the motion to reconsider be laid upon the table, and any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

NORTH AMERICAN WETLANDS CONSERVATION REAUTHORIZATION ACT OF 2006

TO REVISE THE BOUNDARIES OF JOHN H. CHAFEE COASTAL BARRIER RESOURCES SYSTEM JEFFERSON ISLAND UNIT GA-06P

TO REPLACE A COASTAL BARRIER RESOURCES SYSTEM MAP RELATING TO COASTAL BARRIER RESOURCES SYSTEM GRAYTON BEACH UNIT FL-95P IN WALTON COUNTY, FLORIDA

LAKE MATTAMUSKEET LODGE PRESERVATION ACT

NATIONAL FISH HATCHERY SYSTEM VOLUNTEER ACT OF 2006

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate en bloc consideration of five bills received from the House: H.R. 5539, H.R. 138, H.R. 479, H.R. 5094, and H.R. 5381.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. FRIST. Mr. President, I ask unanimous consent that the bills be read the third time and passed, a motion to reconsider be laid upon the table, and any statements relating to the bills be printed in the RECORD, all en bloc.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bills were ordered to a third reading, read the third time, and passed.

LONG ISLAND SOUND STEWARDSHIP ACT OF 2006

Mr. FRIST. Mr. President, I ask unanimous consent the Senate proceed to the immediate consideration of H.R. 5160, which was received from the House.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

A bill (H.R. 5160) to establish the Long Island Sound Stewardship Initiative.

There being no objection, the Senate proceeded to consider the bill.

Mr. FRIST. I ask unanimous consent the bill be read the third time and passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 5160) was ordered to a third reading, was read the third time, and passed.

BYRON NELSON CONGRESSIONAL GOLD MEDAL ACT

Mr. FRIST. I ask unanimous consent the committee on Banking, Housing and Urban Affairs be discharged from further consideration of H.R. 4902, and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report.

The legislative clerk read as follows:

A bill (H.R. 4902) to award a Congressional gold medal to Byron Nelson in recognition of his significant contributions to the game of golf as a player, a teacher, and a commentator.

There being no objection, the Senate proceeded to consider the bill.

Mr. FRIST. I ask unanimous consent the bill be read a third time and passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 4902) was ordered to a third reading, was read the third time, and passed.

TYLERSVILLE FISH HATCHERY CONVEYANCE ACT

Mr. FRIST. I ask unanimous consent the Senate proceed to the immediate consideration of Calendar No. 629, H.R. 4957.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

A bill (H.R. 4957) to direct the Secretary of the Interior to convey the Tylersville division of the Lamar National Fish Hatchery and Fish Technology Center to the State of Pennsylvania, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. FRIST. I ask unanimous consent the bill be read a third time and passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (H.R. 4957) was ordered to a third reading, was read the third time, and passed.

ANIMAL ENTERPRISE TERRORISM ACT

Mr. FRIST. I ask unanimous consent the Committee on the Judiciary be discharged from further consideration of S. 3880, and the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 3880) to provide the Department of Justice the necessary authority to apprehend, prosecute, and convict individuals committing animal enterprise terror.

There being no objection, the Senate proceeded to consider the bill.

Mr. LEAHY. Mr. President, I thank the senior Senator from California for addressing concerns I had with an earlier version of this bill. I was particularly concerned about the apparent disconnect between the substantive offense created by the bill and the misdemeanor penalty for its violation. The offense requires proof that a defendant, for the purpose of damaging or interfering with the operations of an animal enterprise, "intentionally damages, or causes the loss of any property (including animals or records)" used by an animal enterprise. By contrast, the misdemeanor penalty provision applied to offenses involving "exclusively non-violent physical obstruction" of an animal enterprise facility, resulting in no bodily injury, no property damage, and no loss of profits.

It is difficult to imagine how a person can intentionally damage property, or intentionally cause the loss of property, while at the same time be engaged exclusively in nonviolent physical obstruction that causes no real harm. The only way these provisions could be reconciled would be by watering down the criminal prohibition to extend to peaceful conduct that the bill was never intended to cover.

The current version of the bill clears up the confusion. It strikes the misdemeanor provision in its entirety and clarifies that the substantive offense created by the bill requires proof of intentional damage to real or personal property, not simply a loss of profits. These changes will ensure that legitimate, peaceful conduct is not chilled by the threat of Federal prosecution, and that prosecution is reserved for the worst offenders.

Mr. FRIST. I ask unanimous consent the amendment at the desk be agreed to, the bill as amended be read a third time and passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD.